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Attorneys for Defendant AIG Federal Savings Bank, formerly known as Wilmington Finance, a division of AIG Federal Savings Bank (incorrectly named in the caption as “WILMINGTON FINANCE, a business entity, form unknown”)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CATARINO MENDOZA,)	Case No.: 3:10-cv-05792-SC
)	
Plaintiff,)	STIPULATED REQUEST AND ORDER
vs.)	TO CONTINUE CASE MANAGEMENT
)	CONFERENCE
WILMINGTON FINANCE, a business entity,)	
form unknown, FIVE STAR INVESTMENT)	
AND REALTY; ACADEMY ESCROW,)	
INC., a business entity, form unknown; NEW)	
CENTURY, a business entity, form unknown,)	
NORTH AMERICAN TITLE COMPANY, a)	
business entity, form unknown; MORTGAGE)	
ELECTRONIC REGISTRATION SYSTEMS,)	
INC., a business entity, form unknown,)	
VERICREST FINANCIAL, a business entity)	
form unknown, and DOES 1-100, inclusive,)	
)	
Defendants.)	

Plaintiff Catarino Mendoza, defendant AIG Federal Savings Bank, formerly known as Wilmington Finance, a division of AIG Federal Savings Bank (“AIG FSB”) (incorrectly named in the caption as “WILMINGTON FINANCE, a business entity, form unknown”), defendant Vericrest Financial, Inc. and defendant Mortgage Electronic Registration Systems, Inc. hereby submit the following stipulated request and proposed order to continue scheduling conference in this matter as follows:

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RECITALS

WHEREAS,

1. Plaintiff Catarino Mendoza (“Plaintiff”), on the one hand, and the defendants, Vericrest Financial, Inc. (“Vericrest”) and Mortgage Electronic Registration Systems, Inc. (“MERS”) on the other hand, are exploring the possibility of resolution by means of a loan modification;
2. Pursuant to a Stipulation and Order by the Court entered as Document 26 on May 3, 2011, this Court approved a stipulation to extend Defendants Vericrest and MERS’ deadline to respond to the First Amended Complaint to June 1, 2011;
3. Defendant AIG FSB has moved to dismiss all claims brought by Plaintiff against AIG FSB and that motion is currently set for hearing on May 27, 2011 before this Court;
4. Pursuant to a Clerk’s Notice [Document 21] this matter is currently set for Case Management Conference scheduled for June 10, 2011 with the parties to submit a single joint Case Management Conference Statement seven days ahead of the conference, on June 3, 2011.
5. The undersigned parties agree that a continuance of the Case Management Conference in this matter would facilitate further discussions about potential resolution between Plaintiff on the one hand and Vericrest and MERS on the other hand and would promote the interests of judicial economy and avoid undue consumption of the Court’s and the parties’ respective resources.

STIPULATION

Based upon the recitals above, the undersigned parties hereby stipulate to the continuance of the case management conference in this matter to August 12, 2011, at 10:00 a.m. in Courtroom 1, on the 17th Floor, U.S. Courthouse, 450 Golden Gate Avenue, San Francisco, CA 94102, before the Honorable Samuel Conti. The parties are to file one Joint Case Management Statement ten days prior to the conference.

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Respectfully submitted,

BOUTIN JONES INC.

By: /s/ Maralee MacDonald
Maralee MacDonald, Attorneys for Defendant
AIG Federal Savings Bank, formerly known as
Wilmington Finance, a division of AIG Federal
Savings Bank

Dated: May 19, 2011

LEPERA & ASSOCIATES, PC.

By: /s/ Joseph A. Lepera
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Attorneys for Plaintiff Catarino Mendoza

Dated: May 19, 2011

TROYGOULD, PC

By: /s/ Kenneth J. MacArthur
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Attorneys for Defendants Vericrest Financial,
Inc. and Mortgage Electronic Registration
Systems, Inc.

IT IS SO ORDERED.

Dated: 6/2, 2011

Honorable San
United States



ATTESTATION PURSUANT TO GENERAL ORDER NO. 45

Pursuant to General Order No. 45 of the Northern District of California, I attest that concurrence in the filing of the document has been obtained from each of the other counsel of record who are signatories to this document.

By: /s/ Maralee MacDonald